

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Court No.3

Criminal Revision No. 741/ 2001
(Old No. 497/1992)

Anand Singh Tomar

...Revisionist.

Vs.

State and two others

...Respondents.

Hon'ble Irshad Hussain, J.

None appear for the revisionist and respondent No.3 despite service.
Heard Sri Raman Shah learned A.G.A.

2- this is a revision under section 397/401 of the Code of Criminal Procedure (for short 'Code') against the summoning order under section 204 (1) of the 'Code' passed by the Judicial Magistrate Roorkee on 27.2.1992 and the revisionist was summoned to stand trial for the offence punishable under section 138 of the Negotiable Instrument Act. Perusal of the record reveals that the learned Magistrate recorded the statements of the witnesses under sections 200 and 202 of the 'Code' and on perusal of the same passed the reasoned order on 27-2-1992 by observing that there were sufficient reasons to proceed against the accused for offence under section 138 of the said Act. There appears to be no impropriety and illegality in the impugned order and therefore the revision petition is devoid of merit and is liable to be dismissed.

3- The revision petition is dismissed.

(Irshad Hussain, J.)

Dated: 17-11-2003

ISB